IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FOURTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.8485 of 2000

Between:

1 M. Raja Srinivas, S/o. M.L.V.Prasad,
Vegavaram, (Via) Eluru,
West Godavari District.
2 Alahari Sandhya D/o.Srinuvasulu,
R/o.Nagarampalem, Guntur District.

..... PETITIONERS

AND

1 N.T.R. University of Health Sciences, Represented by its Registrar,
Vijayawada-520 006, Krishna District.
2 SIMS College of Physiotherapy, Rep. by its Principal,
Mangaldasnagar, Mangalagiri Road,
Guntur-1, Guntur District.

(Writ Petition as against Respondent No.2 was dismissed for default as per court order dated 5.9.03)

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, Order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents herein in considering 50% marks as qualifying marks for the III Semester of Bachelor Degree of Physiotherapy instead of 40% marks, as illegal, arbitrary and contrary to the Regulation XV of the University Regulations for the Bachelor of Physiotherapy Degree Course and consequently direct the respondents to accept the applications of the petitioners for the VI Semester Examination.

Counsel for the Petitioners: MR.A.RAM NARAYANA

Counsel for the Respondent: MR.K.G.K.PRASAD

The Court made the following :

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the respondents in considering 50% marks as qualifying marks for the III Semester of the Bachelor of Physiotherapy Degree Course held in November, 1999 instead of 40% marks, as illegal and arbitrary and consequently to direct the respondents to accept the applications of the petitioners for the VI Semester Examination.

When the matter is taken up today, none appears for the petitioners as well as the respondent. By lapse of time the prayer in the writ petition has become infructuous.

Hence, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J.

Date: 14.06.2005

Nsr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Registrar, N.T.R. University of Health Sciences,
Vijayawada-520 006, Krishna District.
2 Two CD copies